EXHIBIT 12
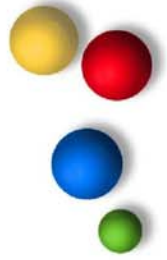
Open Handset Alliance

Andy Rubin and Android team

Google

Project Android

We are building the world's first Open Source handset solution with built-in Google applications

We are forming an alliance with interested parties to make this free platform the de facto standard for modern handsets

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Partner Overview - Sun Microsystems

Sun microsystems

Why Do the Deal?

- Critical to our open source handset strategy

- Dramatically accelerates our schedule

- Form an industry alliance to block MSFT

- Create value for wireless stakeholders

Who Are They?

- Products and services for network computing
  - Java dominates wireless industry
  - Carriers require Java in their terminal specifications

- Statistics
  - Not profitable
  - $15.4B Market Cap
  - $11.6B revenue
  - $469M EBITDA
  - $2.45B cash

- Market Presence
  - xxx Java embedded handsets
  - xxx carrier relationships

- Size
  - xx offices worldwide
  - xxx employees

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Oracle America v. Google, 3:10-cv-03561-WHA

GOOGLE-14-00042246

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Status

- Discussions started as result of our last GPS

- Alliance consists of key players of the wireless industry, including handset OEMs and wireless carriers

- Sun becomes founding partner in alliance

- Companies engage in a co-development relationship

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Proposed Deal Terms

Client	• Sun Microsystems
Term	• 3 years • Co-development partnership
Proposal	• Sun makes Java Open Source as part of Android platform • Companies work together to bring Android platform to market
Exclusivity	• Exclusive
Data Use / Restrictions	• See detailed slides
Fee	• $25-50M • To be negotiated potential rev share on platform-enabled mobile ads
Attribution	• N/A
Termination / Other Issues	• N/A

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Terms

- Sun will open source CDC JavaME by "m/m/m/m" date

- Google and Sun will produce the "Open Source Java Linux Mobile platform" by "n/n/n" date

  – Sun to govern the CDC codebase with partial governance by Google

  – Google to govern the Linux codebase with partial governance by Sun

- Sun to provide a commercial implementation of the "Open Source Java Linux Mobile platform"

  – Google to provide backline support for the "Linux Mobile platform"

- Google agrees NOT to offer commercial implementations of the "Open Source Java Linux Mobile platform" or similar stack except as necessary for initial launch

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Terms (cont'd)

- Sun agrees to adopt certain key Google enablers (JavaScript, others tbd) in CDC and Google agrees to adopt appropriate Sun enablers in Linux stack

- Google provides Sun with all Google owned handset technologies, un-encumbered rights, from day one. Sun can only ship this technology commercially after it has been open sourced

- Sun provides Google with all Sun owned CDC JavaME technologies, un-encumbered rights, from day one. Google can only ship this technology commercially after it has been open sourced

- Sun and Google to promote the Java Brand for mobile

- Google to certify their applications on Sun's commercial implementations

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Terms (cont'd)

- Sun and Google will jointly engage in recruiting OEMs and Service Providers

- Sun intends to monetize the commercial implementation of the "Open Source Java Linux Mobile Platform" Stack and services around it (support, ES, updates/upgrades, customizations + IP value add) in the following areas. This list is not intended to be comprehensive and does not restrict Google from providing underlying technology:

  — Device management

  — Security upgrades / Patch management

  — User interface customization for OEMs, MVNOs, carriers

  — Enterprise level synchronization

  — Network quality monitoring

  — User experience customization based on device usage

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Google

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Terms (cont'd)

- Google agrees to adopt and promote NetBeans and Sun Java Wireless Tool Kit (WTK) along with its tools. Where appropriate, companies will merge their tools

- Where appropriate, Mobile client apps provided by Google to work with Sun backend

- Google Open Source License to be ASF2.0

- Sun Open Source License to be decided with the goal:

  – Non viral

  – Non discriminatory, equal access

  – No field of use restrictions

  – Freely distributed

  – Compatible with an existing license

Google

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Financial compensation

- Google compensates Sun for current business risk

  - Estimated cost: $25-50M

- If Google recognizes $s from services running on "Open Source Java Linux Mobile platform" or derivatives, Google will revenue share with Sun

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Key Asks

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- Approve joint development
- Approve to proceed to contract
- Approve spend ranges
- Approve to enter into multi-party discussions